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KEL01 P-136

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Art Unit : 3618  
Applicants : Martin McVicar and Robert Moffett  
Serial No. : 10/500,643  
Filing Date : July 1, 2004  
For : FOUR-DIRECTIONAL FORKLIFT TRUCK

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450  
Via Facsimile: (703) 872-9306

Dear Sir or Madam:

CERTIFICATION OF FACSIMILE TRANSMISSION

I hereby certify that the following papers are being facsimile transmitted to the Patent and Trademark Office on the date shown below:

1. Transmittal of Declaration (1 page)
2. Declaration For Utility or Design Patent Application (2 pages)

YOU SHOULD RECEIVE A TOTAL OF 4 PAGES.

Date: April 21, 2005

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TAF/slg

APR 21 2005

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Dear Sir or Madam:

TRANSMITTAL OF DECLARATION

Enclosed herewith is a signed Declaration of the above identified application which was not available at the time of filing:

The present application was filed with an unsigned Declaration. Although no objection was made, Applicants submit the attached signed Declaration to complete the filing requirements of this application. Entry and approval of the attached signed Declaration is respectfully requested.

Respectfully submitted,

MARTIN MCVICAR and ROBERT MOFFETT

By: Van Dyke, Gardner, Linn & Burkhart, LLP

Date: April 21, 2005

  
\_\_\_\_\_  
Timothy A. Flory  
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P. KELLY  
PATENT EXAMINER.

TO: USPTO

APR 21 2005

P. 3/4

PTO/SB/01 (08-03)

Approved for use through 07/31/2006. OMB 0651-0032

U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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<b>DECLARATION FOR UTILITY OR DESIGN PATENT APPLICATION (37 CFR 1.63)</b>		Attorney Docket No. <b>KEL01 P-136</b>
<input checked="" type="checkbox"/> Declaration Submitted with Initial Filing <input type="checkbox"/> Declaration Submitted after Initial Filing (surcharge (37 CFR 1.16(e)) required)		First Named Inventor <b>Robert Moffett</b> <i>COMPLETE IF KNOWN</i>
		Application No.
		Filing Date
		Art Unit
		Examiner Name

I hereby declare that:

Each inventor's residence, mailing address, and citizenship are stated below next to their name.

I believe the inventor(s) named below to be the original and first inventor(s) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

**FOUR-DIRECTIONAL FORKLIFT TRUCK***(Title of the Invention)*

the specification of which

 is attached hereto**OR** was filed on (MM/DD/YYYY) **01/02/2002** as United States Application Number or PCT InternationalApplication Number **PCT/IE02/00004** and was amended on (MM/DD/YYYY)  (if applicable).

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment specifically referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR 1.56, including for continuation-in-part applications, material information which became available between the filing date of the prior application and the national or PCT international filing date of the continuation-in-part application.

I hereby claim foreign priority benefits under 35 U.S.C. 119(a)-(d) or (f), or 365(b) of any foreign application(s) for patent, inventor's or plant breeder's rights certificate(s), or 365(a) of any PCT international application which designated at least one country other than the United States of America, listed below and have also identified below, by checking the box, any foreign application for patent, inventor's or plant breeder's rights certificate(s), or any PCT international application having a filing date before that of the application on which priority is claimed

Prior Foreign Application Number(s)	Country	Foreign Filing Date (MM/DD/YYYY)	Priority Not Claimed	Certified Copy Attached? YES NO
			<input type="checkbox"/>	<input type="checkbox"/> <input type="checkbox"/>

 Additional foreign application numbers are listed on a supplemental priority sheet PTO/SB/02B attached hereto:

(Page 1 of 2)

This collection of information is required by 35 U.S.C. 115 and 37 CFR 1.63. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 21 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments or the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

PTO/SB/01 (08-03)

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**DECLARATION - Utility or Design Patent Application**

Direct all correspondence to:  Customer Number: **28101**      OR  Correspondence address below

Name							
Address							
City				State	ZIP		
Country			Telephone	Fax			

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

NAME OF SOLE OR FIRST INVENTOR:			<input type="checkbox"/> A petition has been filed for this unsigned inventor.					
Given Name	<b>Robert</b>	Middle Initial		Family Name	Moffett		Suffix e.g., Jr.	
Inventor's Signature	<i>X Robert</i>				Date	<b>6/8/04</b>		
Residence: City	The Octagon, Clontibret	State	County Monaghan	Country	Ireland	Citizenship	Irish	
Mailing Address		The Octagon, Clontibret, County Monaghan						
City		State		Zip		Country	Ireland	
NAME OF SECOND INVENTOR:			<input type="checkbox"/> A petition has been filed for this unsigned inventor.					
Given Name	<b>Martin</b>	Middle Initial		Family Name	McVicar		Suffix e.g., Jr.	
Inventor's Signature	<i>X Martin</i>				Date	<b>6/8/04</b>		
Residence: City	Derryllan, Emyvale	State	County Monaghan	Country	Ireland	Citizenship	Irish	
Mailing Address		Derryllan, Emyvale, County Monaghan						
City		State		Zip		Country	Ireland	
<input type="checkbox"/> Additional inventors are being named on the _____ supplemental sheet(s) PTO/SB/02A or 02LR attached hereto.								

[Page 2 of 2]